

CONFIDENTIAL

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Industries Department - Allegation of corruption against Sri M.Tirupathi Rao, Industrial Promotion Officer, Gajuwaka, Incharge Narsipatnam O/o General Manager, District Industries Centre, Visakhapatnam - Trapped on 27.01.2010 - Sanction of prosecution - Orders - Issued.

INDUSTRIES AND COMMERCE (VIGILANCE) DEPARTMENT

G.O.Ms.No.108

Dated: 27.10.2010.

ORDER:

Whereas, Sri Mathsa Tirupathi Rao, S/o. late Arsavalli, Industrial Promotion Officer, Gajuwaka Circle, Incharge Narsipatnam Office of the General Manager, District Industries Centre, Visakhapatnam worked from 1.6.2007 to 27.1.2010 and as such, by virtue of the post held by him, he falls under the category of Public Servant as defined under clause © of Section 2 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, Sri Vobbalareddi Satish S/o. Konda, 32 years, Cultivation, Tangedu Village, Kotaurtla Mandal, Visakhapatnam District, is residing along with his family members in his own house located in a site admeasuring 10 cents out of Ac. 1.79 cents dry land in Sy.No.98/2 of Tangedu Village, which is in the name of his father. He studied up to Intermediate. About 6 months back, he started broiler poultry farm in the vacant place around his house. He is using the electricity to their poultry from their domestic service connection of their house. In the month of September, 2009, the Electrical Vigilance Officials inspected their poultry and advised him not to use the electricity to the poultry from the domestic service connection and also advised him to apply for separate commercial service connection to their poultry. He also intended to start poultry feeding unit in the premises of his poultry.

3. And whereas, Sri V.Satish went to the Electrical Office at Narsipatnam and on enquiry, he came to know that the poultry would come under Commercial category and if the SSI unit certificate is obtained, the unit charge will be reduced. On 21.01.2010 morning, Sri V.Satish went to the District Industries Centre, situated in Industrial Estate, Visakhapatnam, met the concerned Industrial Promotion Officer Sri M. Tirupathi Rao to process his application, apprised him of the subject and requested him to issue SSI unit certificate to his poultry and feeding unit. Then, Sri M. Tirupathi Rao advised him to bring EM Part-1 application form. Immediately, Sri V.Satish secured the application form and again approached Sri M. Tirupathi Rao. Sri M. Tirupathi Rao filled the application with details furnished by Sri V.Satish and obtained his signature on the application form. Sri V.Satish applied in the name of Padmaja Poultry Farm and feeding unit. Sri M. Tirupathi Rao informed Sri V.Satish that his work would be done and further demanded Sri V.Satish to give him a bribe of Rs.2,500/- for doing his work, lest his work would not be done.

4. And whereas, Sri V.Satish expressed his inability to pay that much amount, Sri M. Tirupathi Rao, Industrial Promotion Officer reduced the bribe amount to Rs.2,000/- and further proclaimed the "Entrepreneur

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Memorandum Part-Ist would not be processed and issued to him, unless a bribe of Rs.2,000/- is paid. As there was no other alternative, Sri V.Satish agreed to pay the bribe amount. On that Sri M. Tirupathi Rao directed Sri V.Satish to bring the bribe amount to his office on 27.1.2010, so that he would do his work. Since Sri V.Satish was not willing to get his work done by paying the bribe amount to Sri M. Tirupathi Rao, Industrial Promotion Office lodged a written report on 26.1.2010 at 11.00 hours requesting the Deputy Superintendent of Police, Anti Corruption Bureau, Visakhapatnam to take necessary action against Sri M. Tirupathi Rao, Industrial Promotion Officer District Industries Centre, Visakhapatnam District.

5. Later Deputy Superintendent of Police, Anti Corruption Bureau, Visakhapatnam after due verification registered the report of Sri V.Satish as case in Crime No.02/RCT-VSP/2010, Under Sections 7 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) at 14.00 hours on 27.1.2010 and investigated into the matter.

6. And whereas, during the course of trap on 27.1.2010 at 17.20 hours Sri M.Tirupathi Rao, Industrial Promotion Officer, Gajuwaka Incharge Narsipatnam, District Industries Centre, Visakhapatnam demanded the bribe amount of Rs.2,000/- from the complainant. On further demand by Sri M.Tirupathi Rao, Sri V.Satish took out the tainted currency of Rs.2000/- from his left side back pant pocket, and on the instructions of Sri M.Tirupathi Rao, Sri V.Satish kept the same in the left side table drawer of Sri M.Tirupathi Rao, Industrial Promotion Officer. Sri M.Tirupathi Rao took out the said amount with his both hands, verified the same and kept it again in the drawer and closed the same. The bribe amount of Rs.2,000/- was recovered from the left side table drawer of Sri M.Tirupathi Rao at his instance. Both the hand fingers of Sri M.Tirupathi Rao are subjected to chemical test; the test yielded positive result and the upper surface of the front page of the application form in the name of Sri M. Suresh Kumar Varma, on which the tainted currency was found lying, when wiped with cotton swab and subjected to chemical test yielded positive result. When compared, the serial Nos. of the tainted currency notes tallied with the Nos. mentioned in the Pre - Trap proceedings.


7. And whereas, the above said acts of Sri M.Tirupathi Rao, Industrial Promotion Officer, Gajuwaka, Incharge Narsipatnam, District Industrial Center, Visakhapatnam constitute offences punishable Under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act 1988 (Central Act 49 of 1988).

8. And whereas, the Government of Andhra Pradesh, Hyderabad being the competent authority to remove the aforesaid Sri M.Tirupathi Rao, Industrial Promotion Officer, Gajuwaka, Incharge Narsipatnam, District Industries Centre, Visakhapatnam from the Government Service, after fully and carefully examining the material placed before them (copies of FIR, pre & post trap proceedings etc) in respect of the above said allegations and having regard to the facts and circumstances of the case, consider that the said Sri M.Tirupathi Rao, Industrial Promotion Officer, District Industries Centre, Visakhapatnam should be prosecuted in a Court of Law for the aforesaid offences.

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9. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh, Hyderabad hereby accord sanction for the prosecution of the said Sri M.Tirupathi Rao, Industrial Promotion Officer, District Industries Centre, Gajuwaka, Incharge Narsipatnam, Visakhapatnam for the above said offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of aforesaid acts and for taking cognizance of the said offences by the Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)


(B.P.ACHARYA)

PRINCIPAL SECRETARY TO GOVERNMENT & CIP

To
The Director General,
Anti Corruption Bureau,
Andhra Pradesh, Hyderabad.